

Attorney Docket No. 2000P09128US

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Kockmann, et al.

Appln. No.: 09/751,949

Title System and Method for Adaptive  
Carrier Occupancy in a Frequency  
Hopping Spread Spectrum System

Filing date: 12/28/2000

Group: 2637

Examiner: Tse

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**CERTIFICATE OF EXPRESS MAIL,  
MAILING OR FACSIMILE TRANSMISSION**

The undersigned hereby certifies that this correspondence is ☐ being deposited under Express Mail Label No. \_\_\_\_\_ on the date given below; or under 37 CFR 1.8 ☐ being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop \_\_\_\_\_, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date given below; or ☒ being facsimile transmitted to the U.S. Patent and Trademark Office at the fax number and date given below:  
Facsimile Number: 571-273-8300  
No. of Pages: 17 total RCE Request 1

Date of Deposit or Transmission: 08/23/2005

By: Requel C. WestRECEIVED  
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AUG 23 2005

**REQUEST FOR CONTINUED EXAMINATION (RCE) UNDER 37 C.F.R. §1.114**

Sir:

Applicant hereby requests continued examination, in accordance with 37 C.F.R. §1.114, for the above-identified application.

**TIME REQUEST IS BEING MADE**

1. Prosecution on this application being closed (under either appeal, final action, notice of allowance, or other prosecution closing action), this request is being submitted prior to the earliest of:

- i. ☒ Abandonment of the application.
- ii. ☐ Payment of issue fee, or
- iii. ☐ Issue fee has been paid but a petition under 37 C.F.R. §1.313 has been granted.
- iv. ☐ Filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §1.313, or commencement of a civil action under 35 U.S.C. 145 or 146, unless the appeal or civil action is terminated.
- iv. ☐ A decision on appeal to the Board of Patent Appeals & Interferences (this RCE is to be treated as a request to withdraw the appeal and to reopen prosecution of the application) - A notice is being separately sent to the Board of Patent Appeals & Interferences that this RCE is being filed.

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SUBMISSIONS AND ENCLOSURES

2. Enclosed herewith is/are:
- i. ☒ A Petition for Extension of Time for Two (2) months.
- ii. ☐ Please do not enter the previously unentered Amendment, and instead please enter:
- ☐ the enclosed Amendment in response to the Final Office Action mailed \_\_\_\_\_.
- ☐ the enclosed Preliminary Amendment.
- ☐ correspondence re correction of inventorship if required.
- iii. ☒ Please enter the previously unentered Amendment previously submitted 06/23/05.
- A copy ☒ is or ☐ is not provided herein.
- iv. ☐ An Information Disclosure Statement (37 C.F.R. §1.98) with PTO-1449 and \_\_\_\_\_ references.
- v. ☐ New arguments or new evidence in support of patentability.
- vi. ☐ Other: \_\_\_\_\_

FEE FOR REQUEST REQUIRED BY 37 C.F.R. §1.17(e)

3. ☒ Filing fee has been calculated as shown below (other than small entity) after entering the previous amendment and/or currently submitted amendment as may be applicable:

	Current Claims Pending Minus Highest No. Previously Paid For	No. Extra	Rate	Fees
Total Claims	20 - 20	= 0	x \$50 =	\$0.00
Indep. Claims	5 - 5	= 0	x \$200 =	\$0.00
<input type="checkbox"/> Multiple Dependent Claims Present			+ \$300 =	\$0.00
Basic filing fee				\$790.00
Total				\$790.00

4. ☒ Please charge Deposit Account No. 19-2179 in the amount of \$790.00. The Commissioner is hereby authorized to charge any fees that may be required for filing this paper or during the pendency of this application, or credit any overpayment, to Deposit Account No. 19-2179 pursuant to 37 C.F.R. §1.25. A duplicate copy of this sheet is enclosed.

PLEASE MAIL CORRESPONDENCE TO:

Siemens Corporation  
 Customer No. 28524  
 Attn: Elsa Keller, Legal Administrator  
 170 Wood Avenue South  
 Iselin, NJ 08830

Respectfully submitted,

*Thomas George*  
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 Date: August 23, 2005